IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Andersen Examiner Sutton, Darryl C.

Serial No : 10/581,628 Group Art Unit: 1612

Filed: March 16, 2007 Docket No.: 12684.0020FPWO

Confirmation No.: Customer No.: 23552 9476

NICOTINE DELIVERY PRODUCT AND METHOD FOR PRODUCING IT Title:

Filed EFS-WEB

REFUND REQUEST UNDER 37 C.F.R. § 1.26

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Dear Sir:

Applicant respectfully requests a refund pursuant to 37 C.F.R. § 1.26. In particular, Applicant mistakenly submitted a Request for Continued Examination under 37 C.F.R. § 1.114 and the fee of \$810.00 on December 1, 2011 in reply to the non-final Office Action mailed July 5, 2011. Therefore, Applicant is entitled to a refund of \$810.00.

Applicant respectfully requests that the amount of \$810.00 be refunded, and the reply filed December 1, 2011 be entered into the record and considered under 37 U.S.C. § 1.111.

If desired, the refund may be made via the deposit account No. 13-2725 for Merchant & Gould.

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903

Minneapolis, Minnesota 55402-0903

(612) 332-5300

Date: December 12 ZOH

DATENT TRADEMARK OFFICE

Eric E. DeMaster Reg. No. 55,107

EED:irm